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**INDEPENDENT REGULATORY REVIEW COMMISSION  
COMMONWEALTH OF PENNSYLVANIA  
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June 10, 2004

Honorable Kathleen A. McGinty, Chairperson  
Environmental Quality Board  
Rachel Carson State Office Building  
400 Market Street, 16th Floor  
Harrisburg, PA 17101

Re: Regulation #7-387 (IRRC #2352)  
Environmental Quality Board  
Radiological Health

Dear Chairperson McGinty:

The Independent Regulatory Review Commission approved the subject regulation today. Our Order is enclosed and will be available on our website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,

  
Alvin C. Bush

Vice Chairman

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Enclosure

cc: Honorable Mary Jo White, Chairman, Senate Environmental Resources and Energy Committee  
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources and Energy Committee  
Honorable William F. Adolph, Jr., Majority Chairman, House Environmental Resources and Energy Committee  
Honorable Camille George, Democratic Chairman, House Environmental Resources and Energy Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION  
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held June 10, 2004

John R. McGinley, Jr., Esq., Chairman, by Proxy  
Alvin C. Bush, Vice Chairman  
Daniel F. Clark, Esq.  
Arthur Coccodrilli  
Murray Ufberg, Esq.

Regulation No. 7-387  
Environmental Quality Board  
Radiological Health

On August 20, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 215, 216, 217, 218, 219, 220, 221, 223, 224, 225, 226, 227, 228, 230 and 240. The proposed regulation was published in the August 30, 2003 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 7, 2004.

This regulation is an extensive update and revision of existing regulations. A major portion of the regulation updates references to the appropriate federal regulations of the U.S. Nuclear Regulatory Commission (NRC). This regulation will maintain regulatory compatibility with other states and allow Pennsylvania to continue to assume authority from the NRC to regulate licensees.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. §§ 7110.301 and 7110.302) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

**BY ORDER OF THE COMMISSION:**

This regulation is approved.



  
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Alvin C. Bush, Vice Chairman